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| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Kristin A. Pelletier, Esq., Robert J. Tyson, Esq. Burke, Williams & Sorensen, LLP 444 S. Flower Street, 24 th Floor Los Angeles, CA 90071 TELEPHONE NO.: 213-236-0600 FAX NO.: 213-236-2700 ATTORNEY FOR (Name): City of Burbank | | FOR COURT USE ONLY ORIGINAL FILED JUL 06 2010 <i>De</i> LOS ANGELES SUPERIOR COURT |
| NAME OF COURT: Los Angeles County Superior Court STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central | | |
| PLAINTIFF: Christopher Lee Dunn DEFENDANT: City of Burbank | | |
| APPLICATION AND ORDER FOR APPEARANCE AND EXAMINATION <input checked="" type="checkbox"/> ENFORCEMENT OF JUDGMENT <input type="checkbox"/> ATTACHMENT (Third Person) <input checked="" type="checkbox"/> Judgment Debtor <input type="checkbox"/> Third Person | | |
| | | CASE NUMBER: BC 418792 |

ORDER TO APPEAR FOR EXAMINATION

1. TO (name): *Christopher Dunn*
2. YOU ARE ORDERED TO APPEAR personally before this court, or before a referee appointed by the court, to
- ☒ furnish information to aid in enforcement of a money judgment against you.
 - ☐ answer concerning property of the judgment debtor in your possession or control or concerning a debt you owe the judgment debtor.
 - ☐ answer concerning property of the defendant in your possession or control or concerning a debt you owe the defendant that is subject to attachment.

| | | | |
|------------------|---|------------------------------|----------|
| Date: 8/23/10 | Time: 9:00 a.m. | Dept. or Div.: 1A | Rm.: 548 |
| Address of court | <input checked="" type="checkbox"/> shown above | <input type="checkbox"/> is: | |

3. This order may be served by a sheriff, marshal, registered process server, or the following specially appointed person (name):

Date: JUL 06 2010

MATTHEW C. ST. GEORGE, COMMISSIONER

JUDGE OR REFEREE

This order must be served not less than 10 days before the date set for the examination.

IMPORTANT NOTICES ON REVERSE

APPLICATION FOR ORDER TO APPEAR FOR EXAMINATION

4. ☒ Judgment creditor ☐ Assignee of record ☐ Plaintiff who has a right to attach order
 applies for an order requiring (name): Christopher Dunn to appear and furnish information to aid in enforcement of the money judgment or to answer concerning property or debt.
5. The person to be examined is
- ☒ the judgment debtor,
 - ☐ a third person (1) who has possession or control of property belonging to the judgment debtor or the defendant or (2) who owes the judgment debtor or the defendant more than \$250. An affidavit supporting this application under Code of Civil Procedure section 491.110 or 708.120 is attached.
6. The person to be examined resides or has a place of business in this county or within 150 miles of the place of examination.
7. ☐ This court is not the court in which the money judgment is entered or (attachment only) the court that issued the writ of attachment. An affidavit supporting an application under Code of Civil Procedure section 491.150 or 708.160 is attached.
8. ☐ The judgment debtor has been examined within the past 120 days. An affidavit showing good cause for another examination is attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: July 2, 2010

ROBERT J. TYSON

(TYPE OR PRINT NAME)

(Continued on reverse)

(SIGNATURE OF DECLARANT)

APPLICATION AND ORDER
 FOR APPEARANCE AND EXAMINATION
 (Attachment—Enforcement of Judgment)

APPEARANCE OF JUDGMENT DEBTOR (ENFORCEMENT OF JUDGMENT)

NOTICE TO JUDGMENT DEBTOR If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

APPEARANCE OF A THIRD PERSON (ENFORCEMENT OF JUDGMENT)

(1) NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

(2) NOTICE TO JUDGMENT DEBTOR The person in whose favor the judgment was entered in this action claims that the person to be examined pursuant to this order has possession or control of property which is yours or owes you a debt. This property or debt is as follows (*Describe the property or debt using typewritten capital letters*):

If you claim that all or any portion of this property or debt is exempt from enforcement of the money judgment, you must file your exemption claim in writing with the court and have a copy personally served on the judgment creditor not later than three days before the date set for the examination. You must appear at the time and place set for the examination to establish your claim of exemption or your exemption may be waived.

APPEARANCE OF A THIRD PERSON (ATTACHMENT)

NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the plaintiff in this proceeding.

APPEARANCE OF A CORPORATION, PARTNERSHIP, ASSOCIATION, TRUST, OR OTHER ORGANIZATION

It is your duty to designate one or more of the following to appear and be examined: officers, directors, managing agents, or other persons who are familiar with your property and debts.

1 Kristin A. Pelletier, (SBN 155378)
E-mail: kpelletier@bwslaw.com
2 BURKE, WILLIAMS & SORENSEN, LLP
444 South Flower Street, Suite 2400
3 Los Angeles, CA 90071-2953
Tel: 213.236.0600 Fax: 213.236.2700
4

Attorneys for Defendants
5 City of Burbank and City Attorney
Dennis Barlow
6

ORIGINAL FILED

JAN 12 2010

**LOS ANGELES
SUPERIOR COURT**

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF LOS ANGELES
10

11 CHRISTOPHER LEE DUNN,

12 Plaintiff,

13 v.

14 CITY OF BURBANK, DENNIS
15 BARLOW and DOES 1 Through 25,
Inclusive,

16 Defendants.
17

Case No. BC 418792

~~PROPOSED~~ JUDGMENT

18 On October 8, 2009, the Court, the Honorable Irving Shimer, granted defendants the City
19 of Burbank and Dennis Barlow's ("defendants") special motion to strike plaintiff Christopher
20 Dunn's Complaint. On November 6, 2009, the Court entered a written order granting the motion
21 and striking the Complaint pursuant to California Code of Civil Procedure § 425.16.

22 On December 8, 2009, defendants moved for attorneys' fees under California Code of
23 Civil Procedure § 425.16(c). That motion was heard by this Court on January 10, 2010, with all
24 parties represented by counsel. Joseph M. Levy, Esq. of Law Offices of Rheuban & Gresen
25 appeared for plaintiff Christopher Dunn ("plaintiff"). Kristin A. Pelletier, Esq. of Burke,
26 Williams & Sorensen, LLP appeared for defendants. After considering the moving and opposing
27 papers and the evidence and arguments offered by the parties, the Court granted the motion for
28 attorneys' fees and awarded fees in the amount of \$22,508.50.

1 Accordingly, it is hereby ORDERED, ADJUDGED AND DECREED that judgment on
2 plaintiff's Complaint be entered in favor of defendants and against plaintiff, with defendants to
3 recover from plaintiff their attorneys' fees in the amount of \$22,508.50.
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5 Dated: 1-12-10

MICHELLE R. ROSENBLATT
The Honorable Michelle L. Rosenblatt
Los Angeles Superior Court Judge

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[PROPOSED] JUDGMENT

Solomon E. Gresen, Esq.
Law Offices of Rheuban & Gresen
15910 Ventura Boulevard, Suite 1610
Encino, CA 91436
Telephone: (818) 815-2727
Fax: (818) 815-2737

Executed on January 11, 2010, at Los Angeles, California.

Alice Cheung

Alice Cheung

1 **PROOF OF SERVICE BY PERSONAL DELIVERY**

2

3 I am a citizen of the United States and employed in Los Angeles County, California. I am

4 over the age of eighteen years and not a party to the within-entitled action. My business address

5 is 6520 Platt Avenue, #721, West Hills, CA 91307. On , I personally served:

6 **APPLICATION AND ORDER FOR APPEARANCE AND**

7 **EXAMINATION**

8 by delivering copies thereof to:

9 Christopher Dunn

10

11 I declare under penalty of perjury under the laws of the State of California that the above

12 is true and correct.

13 Executed on _____, at _____, California.

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PROOF OF SERVICE BY PERSONAL DELIVERY

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 6520 Platt Avenue, #721, West Hills, CA 91307. On , I personally served:

APPLICATION AND ORDER FOR APPEARANCE AND EXAMINATION

by delivering copies thereof to:

Christopher Dunn

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on July 30, 2010, at West Hills, California.

**PRINCE INVESTIGATIONS,
INC**

6520 Platt Avenue # 721
West Hills, CA 91307

LA #4839-0983-3223 v1

